IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40283 of 2008
MD. RAIFAT ALI @ RAFAT ALI @ RAIFUDDIN …. PETITIONER
Versus
THE STATE OF BIHAR ….. OPP. PARTY
For the petitioner : - Sri Qumrul Hoda, Advocate
For the O.P. : - Sri D. Mehta, APP
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2. 21.10.2008 Heard Sri Qumrul Hoda, Advocate for the petitioner and Sri D. Mehta, Additional Public prosecutor for the State.

The petitioner is the husband of the complainant of Complaint Case No. 2828 of 2007 under Section 498A of the IPC and Section 4 of the Dowry Prohibition Act.

The allegation is that for not bringing Rs.50,000/- the lady was ill-treated, so much so even during the period of pregnancy the lady was not taken to a doctor for her check up as she was pressed for getting aborted of the foetus.

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The contention is that the allegations are wrong and false, inasmuch as, the lady wanted that the petitioner should transfer his share in her name and join her parents in their house and repeated requests to the lady by the petitioner to join him have failed.

Considering the facts of the case and the defence, let petitioner Md. Raifat Ali @ Rafat Ali @ Raifuddin be

released from custody on furnishing a bond of Rs.3,000/- (three thousand) with two sureties of the like amount each to the satisfaction of Sub-divisional Judicial Magistrate, Katihar in connection with Complaint Case No. 2878 of 2007.

DKS/ **(Dharnidhar Jha, J)**

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